

## AMENDMENT &amp; RESPONSE UNDER 37 C.F.R. § 1.116 - EXPEDITED PROCEDURE

Serial Number: 09/820,198

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Title: METHODS TO PREPARE AND USE EPIDERMAL STEM CELLS

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Dkt: 875.029US1

position or to prejudice the prosecution of the claims prior to amendment, which claims are present in a continuation application of the present application.

Amended claims 1, 2, 16, and 39-40 are supported by originally-filed claims 1, 2 and 16, and at page 3, lines 1-12, page 3, line 19-page 4, line 5, and Example 1 in the specification.

Amended claims 6-7, 9-10, 12-14, 21-22, and 25-26 are supported by originally-filed claims 6-7, 9-10, 12-14, 21-22, and 25-26, respectively.

The Examiner rejected claims 1-27 and 39-40 under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. The amendments to claims 1-2, 16 and 39-40 moot the § 112(2) rejection.

Applicant respectfully submits that the claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney (612-373-6959) to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

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Date February 5, 2003

By

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The undersigned hereby certifies that this correspondence is being transmitted by fax (FAX NO. 7903-308-4242) to: Box AF, Commissioner of Patents, ATTN.: Examiner L. B. Lankford, Jr., GAU 1651, Washington, D.C. 20231, on this 5th day of February, 2003.

Candis B. Buending

Name

Signature